

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
NOV 19 2002  
TECH CENTER 16001900

#3  
21

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 ON THIS 11th DAY OF November, 2002.

J Lynn Ferry  
J LYNN FERRY

In re Application of: :  
Gerhard Erker *et al.* :  
Serial No. 09/851,643 :  
Filing Date: May 8, 2001 :  
For: Transition Metal Compound :  
Group Art Unit: 1621  
Examiner: To Be Assigned

Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT AND CERTIFICATION**  
**(37 CFR 1.56 AND 1.97-1.98)**

Sir:

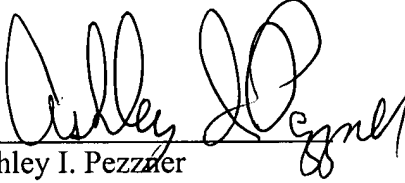
Pursuant to 37 CFR 1.97(b)(3) and in an effort to comply with applicants' duty of disclosure under 37 CFR 1.56, the following information is hereby brought to the attention of the Examiner.

I hereby certify that each item of information contained in this Disclosure Statement was cited in a communication from a foreign patent office, *i.e.* the European Patent Office, in a counterpart foreign application (the counterpart European application) not more than three months prior to the filing of this Statement. The European Search Report was completed on September 16, 2002.

No additional fee is due. If there are any additional fees due in connection with the filing of this response, the Commissioner is authorized to charge or credit any overpayment to Deposit Account No. 03-2775.

Respectfully submitted,

CONNOLLY BOVE LODGE & HUTZ LLP

By 

Ashley I. Pezzner

Reg. No. 35,646

Tel. (302) 888-6270

230218\_1.DOC